



Docket No. G-038US03DIV
Serial No. 09/849,866

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Jane J. Zara
Art Unit : 1635
Applicants : Ilya Chumakov, Hiroaki Tanaka
Serial No. : 09/849,866
Filed : May 4, 2001
Conf. No. : 1458
For : High Throughput DNA Sequencing Vector

MAR 08 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

TERMINAL DISCLAIMER

Sir:

The owner, Genset S.A., of 100% interest in the above-identified patent application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as shortened by any terminal disclaimer, of prior Patent No. 6,022,716. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination

03/02/2004 EHAILE1 00000098 190065 09849866

01 FC:1814 110.00 DA

certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer.

☒ I am the attorney of record.

☒ I authorize the Patent Office to charge the amount of ☐ \$55.00 (small entity)
☒ \$110.00 (large entity) for the terminal disclaimer fee under 37 CFR 1.20(d) to Deposit
Account No. 19-0065.

February 23, 2004
Date

Frank C. Eisenschenk
Frank C. Eisenschenk, Ph.D.
Patent Attorney
Reg. No. 45,332
Phone No.: 352-375-8100
Fax No.: 352-372-5800
Address: 2421 N.W. 41st Street, Suite A-1
Gainesville, FL 32606-6669

FCE/mdp